

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

BLUE SPIKE, LLC

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v.

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CIVIL ACTION NO. 6:12-cv-499

TEXAS INSTRUMENTS, INC.

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ORDER DENYING AS MOOT

The following motions to dismiss are DENIED as moot in view of Blue Spike's

Amended pleadings and supplemental motions filed by Defendants:

- 1) AOptix Technologies, Inc.'s Motion to Dismiss (Doc. No. 518) and Plaintiff's Motion for Extension of Time to Respond (Doc. No. 541);
- 2) Entropic Communication Inc.'s Motion to Dismiss for Indirect and Willful Patent Infringement (Doc. No. 533) and Plaintiff's Motion for Extension of Time to File Sur-Reply (Doc. No. 746);
- 3) ImageWare Systems, Inc.'s Motion to Dismiss (Doc. No. 539);
- 4) Accu-Time Systems, Inc.'s Motion to Dismiss (Doc. No. 576), Plaintiff's Motion for Extension of Time to File Sur-Reply (Doc. No. 744), and Accu-Time's Motion to Strike Plaintiff's Surreply (Doc. No. 768);
- 5) Amano Cincinnati Inc.'s Motion to Dismiss (Doc. No. 577), Plaintiff's Motion for Extension of Time to File Sur-Reply (Doc. No. 745), and Amano's Motion to Strike Plaintiff's Surreply (Doc. No. 769); and
- 6) Axxonsoft US, Inc. and Axxonsoft Ltd.'s Motion to Dismiss (Doc. No. 645) and Plaintiff's Motion for Extension of Time to File Sur-Reply (Doc. No. 775).

Furthermore, the following motions are DENIED as moot in view of resolution of issues between the parties:

- 1) Plaintiff's Motion for Discovery from Defendant TV Interactive Systems, Inc. (Doc. No. 511);
- 2) Animetrics, Inc.'s Motion to Dismiss Complaint for Lack of Personal Jurisdiction and Improper Venue (Doc. No. 534) and Plaintiff's Motion for Discovery (Doc. No. 787);
- 3) Tygart Technology, Inc.'s Motion to Dismiss or Alternatively Transfer Venue (Doc. No. 594);
- 4) Ingersoll-Rand Company's Motion to Dismiss (Doc. No. 601);
- 5) Biometrika, s.r.l.'s Motion to Dismiss (Doc. No. 629);
- 6) TV Interactive Systems, Inc.'s Motion to Dismiss (Doc. No. 641);
- 7) Smart Media Innovations, LLS and Smart Media Innovations Ltd.'s Motion to Dismiss (Doc. No. 664);
- 8) Agnitio Corp.'s Motion to Dismiss (Doc. No. 679) and Plaintiff's motions for extension of time to respond (Doc. No. 774, 805);
- 9) Plaintiff's Motion to Authorize Jurisdictional Discovery from Defendant Tygart Technology, Inc. (Doc. No. 811);
- 10) Plaintiff's Motion to Authorize Jurisdictional Discovery on Defendant Agnitio Corp. (Doc. No. 936); and
- 11) Agnitio Corp.'s Motion for Leave to File Under Seal (Doc. No. 961).

Finally, the following motions are GRANTED in view of their unopposed nature:

Doc Nos. 747, 776, 782, 789, 796, 799, 804, 806, 810, 897, 900, 947, and 948.

It is SO ORDERED.

SIGNED this 24th day of February, 2014.



MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE